

# Exhibit B

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

11-15-02  
H

BUTTERBALL FARMS, INC. and )  
LEO PETERS LIVING TRUST, ) Case No. 01-8650 DIMITROULEAS  
 )  
Plaintiffs, ) Magistrate Judge Seltzer  
 )  
v. )  
 )  
SIGNATURE BUTTER FARMS, INC., )  
 )  
Defendant. )

SPECIAL VERDICT

1. Has Butterball proven by a preponderance of the evidence that Signature has infringed Trademark Registration No. 2,392,566.

☒ YES (for Butterball) ☐ NO (for Signature)

2. Has Butterball proven by a preponderance of the evidence that Signature has infringed Butterball's unregistered trade dress in rose designs.

☒ YES (for Butterball) ☐ NO (for Signature)

15/02

3. Has Signature proven by a preponderance of the evidence that Butterball's Trademark Registration No. 2,393,566<sup>2</sup> <sup>in</sup> is invalid.

\_\_\_\_\_ YES (for Signature)      ✓ \_\_\_\_\_ NO (for Butterball)

4. If your answer to either Question No. 1 or Question No. 2 is YES, what is the amount of damages for Signature's infringement?

\$ 209,000

SO SAY WE ALL.

Martin E Goodman  
Foreperson

Dated: 11/15/02

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

FILED BY  D.C.

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CLERK OF COURT  
U.S. DISTRICT COURT  
S.D. OF FLA. - FTL

BUTTERBALL FARMS, INC. and	)	
LEO PETERS LIVING TRUST,	)	Case No. 01-8650 DIMITROULEAS/
	)	SELTZER
Plaintiffs,	)	
	)	
v.	)	
	)	
SIGNATURE BUTTER FARMS, INC.,	)	
	)	
Defendant.	)	

INJUNCTION ORDER

Following the jury verdict of November 15, 2002, finding that United States Trademark Registration No. 2,392,566 is valid and has been infringed by Defendant and that Plaintiffs' trade dress in rose designs on butter pats has been infringed by Defendant, IT IS ORDERED AND ADJUDGED that:

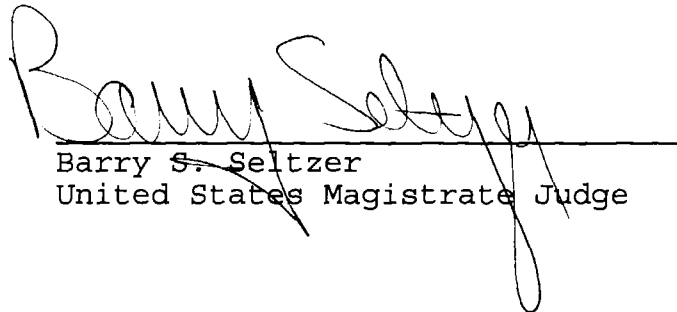
1. Defendant Signature Butter Farms, Inc., its officers, agents, servants, employees, and attorneys, and those persons in active concert or participation with them who receive actual notice of this Order by personal service or otherwise, are hereby permanently enjoined from using the trademark of United States Trademark Registration No. 2,392,566, or any



colorable imitation thereof, in connection with the sale, offering for sale, distribution, or advertising of butter or similar products and are permanently enjoined from using the rose design on butter pats which is illustrated as the Rosette in Exhibit 46 which is attached hereto and made a part hereof, or any colorable imitation thereof, in connection with the sale, offering for sale, distribution, or advertising of butter or similar products.

This Court retains jurisdiction to render such further orders as is necessary to ensure compliance with this injunction.

DONE AND ORDERED at Fort Lauderdale, Florida this 20<sup>th</sup> day of November, 2002.

  
Barry S. Seltzer  
United States Magistrate Judge

## Blossom

*Signature*  
Butter Farms, Inc.

*"Where butter is a work of art"*



## Drops

UPC	Description	Pack	Portion	Net Wt.	Gross Wt.
684062-16741	Salted Balls	6 x 3lb.	.25 Oz.	18.00	20.00
684062-16742	Unsalted Balls	6 x 3lb.	.25 Oz.	18.00	20.00
684062-66273	Unsalted Blossom	600	.3 Oz.	11.25	12.25
684062-66274	Salted Blossom	600	.3 Oz.	11.25	12.25
684062-15673	Unsalted Rosette	600	.25 Oz.	9.50	11.00
684062-15672	Salted Rosette	600	.25 Oz.	9.50	11.00

All portions are solid butter  
and certified Kosher OUD ®

Signature Specialty  
Butters are  
made with the  
finest 93 score  
sweet cream  
butter.

*Featuring*  
**EZ Pop & Serve Trays.**

PLAINTIFF'S  
EXHIBIT  
46



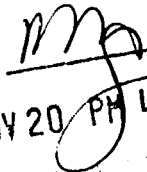
**Custom logo are  
our specialty**



## Rosette

Manufactured By Signature Butter Farms Inc - Wellington FL 33414  
**Tel: (561) 841-1881 \* Toll Free (866) 813-6595**  
www.signaturebutter.com \* email: sales@signaturebutter.com

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA  
FORT LAUDERDALE DIVISION

FILED BY   
2002 NOV 20 PM 4:42  
CLERK OF COURT  
U.S. DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA  
FORT LAUDERDALE

CASE NO. 01-8650-CIV-DIMITROULEAS

BUTTERBALL FARMS, INC., and  
LEO PETERS LIVING TRUST,

Plaintiffs,

vs.

SIGNATURE BUTTER FARMS, INC.,

Defendant.

\_\_\_\_\_ /

FINAL JUDGMENT

THIS CAUSE came before the Court, upon the consent off the parties, for a trial by jury. The issues have been tried, and the jury has rendered its verdict.

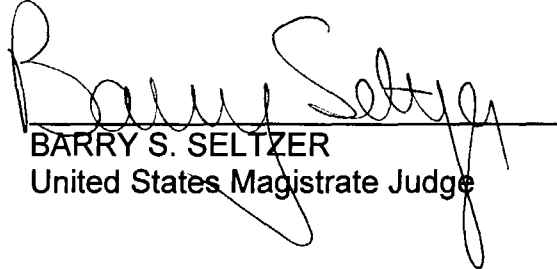
IT IS ORDERED and ADJUDGED that:

1. Plaintiffs' United States Trademark Registration No. 2,392,566 is valid;
2. Defendant has infringed United States Trademark Registration No. 2,392,566;
3. Defendant has infringed Plaintiffs' unregistered trade dress in rose designs on butter pats;
4. Plaintiffs shall recover from Defendant the sum of \$209,000 as damages for Defendant's infringement;
5. The Court shall retain jurisdiction for purposes of determining Plaintiff's entitlement to costs;



6. To the extent not otherwise ruled upon, all pending motions are denied as moot; and
7. The Clerk shall close the case.

DONE and ORDERED in Fort Lauderdale, Florida this 20<sup>th</sup> day of November 2002.

  
BARRY S. SELTZER  
United States Magistrate Judge

Copies to:

Honorable William P. Dimitrouleas  
United States District Judge

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Greer Burns & Crain  
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